

## Terms and Definitions related to Motor-Driven Cycles

### **41-6a-102 (Superseded 10/01/08). Definitions.**

As used in this chapter:

(30) (a) **"Mini-motorcycle"** means a motorcycle or motor-driven cycle that has a seat or saddle that is less than 24 inches from the ground as measured on a level surface with properly inflated tires.

(b) "Mini-motorcycle" does not include a moped or a motor assisted scooter.

(c) "Mini-motorcycle" does not include a motorcycle that is:

(i) designed for off-highway use; and

(ii) registered as an off-highway vehicle under Section 41-22-3.

(32) (a) **"Moped"** means a motor-driven cycle having:

(i) pedals to permit propulsion by human power; and

(ii) a motor which:

(A) produces not more than two brake horsepower; and

(B) is not capable of propelling the cycle at a speed in excess of 30 miles per hour on level ground.

(b) If an internal combustion engine is used, the displacement may not exceed 50 cubic centimeters and the moped shall have a power drive system that functions directly or automatically without clutching or shifting by the operator after the drive system is engaged.

(c) "Moped" includes an electric assisted bicycle and a motor assisted scooter.

(33) **"Motor assisted scooter"** means a self-propelled device with:

(a) at least two wheels in contact with the ground;

(b) a braking system capable of stopping the unit under typical operating conditions;

(c) a gas or electric motor not exceeding 40 cubic centimeters;

(d) either:

(i) a deck design for a person to stand while operating the device; or

(ii) a deck and seat designed for a person to sit, straddle, or stand while operating the device; and

(e) a design for the ability to be propelled by human power alone.

(34) (a) **"Motor vehicle"** means a vehicle which is self-propelled and every vehicle which is propelled by electric power obtained from overhead trolley wires, but not operated upon rails.

(b) "Motor vehicle" does not include vehicles moved solely by human power, motorized wheelchairs, or an electric personal assistive mobility device.

(35) **"Motorcycle"** means a motor vehicle, other than a tractor, having a seat or saddle for the use of the rider and designed to travel with not more than three wheels in contact with the ground.

(36) (a) **"Motor-driven cycle"** means every motorcycle, motor scooter, moped, electric assisted bicycle, motor assisted scooter, and every motorized bicycle having:

(i) an engine with less than 150 cubic centimeters displacement; or

(ii) a motor which produces not more than five horsepower.

(b) "Motor-driven cycle" does not include an electric personal assistive mobility device.

(70) **"Vehicle"** means a device in, on, or by which a person or property is or may be transported or drawn on a highway, except devices used exclusively on stationary rails or tracks.